



MARY L. CHAMBERS, MMC
City Clerk

100 West Atlantic Boulevard
Pompano Beach, Florida 33060
www.mypompanobeach.org



Phone: 954-786-4611

City of Pompano Beach, Florida

Fax: 954-786-4095

October 5, 2011

Mr. Sergio Abreu, Jr.
TECO Energy
5101 Northwest 21st Avenue
Suite 460
Fort Lauderdale, Fl 33309

RE: City of Pompano Beach Ordinance No. 2011-73

Dear Mr. Abreu:

Enclosed, please find two (2) original Ordinance No. 2011-73, amending City Ordinance No. 91-84 to provide for a Ten Year Extension to the city's Natural Gas Franchise.

Upon approval, please return one fully executed original Ordinance to the City Clerk for our records.

If you have any questions or require additional information, please do not hesitate to contact me.

Sincerely,

Asceletha Hammond, CMC
Deputy City Clerk

AH/ms
Enclosure(s)

original 21

ORDINANCE NO. 2011-73

**CITY OF POMPANO BEACH
Broward County, Florida**

AN ORDINANCE AMENDING CITY ORDINANCE NO. 91-84 TO PROVIDE FOR A TEN YEAR EXTENSION TO THE CITY'S NATURAL GAS FRANCHISE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to City Ordinance No. 91-84 passed by the City Commission on September 17, 1991, a natural gas franchise was granted to Peoples Gas System, Inc.; and

WHEREAS, City Ordinance No. 91-84 provided for a term of franchise for ten years and an additional option to renew the franchise for two additional ten year periods upon acceptance of all the terms by the grantee; and

WHEREAS, City Ordinance No. 2002-03 provided for the first renewal of the franchise for ten years and provided for a change of name by means of a corporate merger from Peoples Gas System, Inc. to Tampa Electric Company; and

WHEREAS, grantee, Tampa Electric Company has expressed its desire to renew the franchise for the second additional ten year period; and

WHEREAS, pursuant to law, ten (10) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed Ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach; and

WHEREAS, a public hearing before the City Commission was held pursuant to the published notice described above, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be and were, in fact, heard; now, therefore,

BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That Section 4 of City Ordinance No. 91-84 is hereby amended to extend the term of the franchise for a term of ten additional years from September 17, 2011.

SECTION 2. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect any provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

SECTION 3. This Ordinance shall become effective upon passage.

PASSED FIRST READING this 13th day of September, 2011.

PASSED SECOND READING this 27th day of September, 2011.



LAMAR FISHER, MAYOR

ATTEST:



MARY L. CHAMBERS, CITY CLERK

The grantee hereby accepts the ten year extension of the franchise granted to it pursuant to and in accordance with all the terms and conditions set forth in City Ordinance No. 91-84, which acceptance is indicated by the endorsement of the signatures of its appropriate corporate officers below.

TAMPA ELECTRIC COMPANY

By: 

GORDON L. GILLETTE, President

ATTESTED TO:

By: 

Print Name: Caroline A. Alvarez

CORPORATE SEAL:

GBL/jrm
7/27/11
L:ord/2011-375

